

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING

OF  
MONDAY, APRIL 18, 1983  
AT 2:00 P.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Chairperson Mitchell at 2:10 p.m. Deputy Mayor Cleator welcomed Paulene Foster and a delegation of six high school students from Israel. Deputy Mayor Cleator read a proclamation which in part declared Monday April 18, 1983, to be Israel Independence Day. Deputy Mayor Cleator accepted a book on Jerusalem presented by one of the students. A motion to accept the sentiments expressed by Deputy Mayor Cleator was made by Council Member Jones, seconded by Council Member Gotch, and passed unanimously.

The meeting was recessed by Chairperson Mitchell at 3:06 p.m. to convene as the Housing Authority. Chairperson Mitchell reconvened the meeting at 3:36 p.m. with Deputy Mayor Cleator and Council Member Struiksma not present. Council Member Jones recognized four students in the audience who are members of the San Diego Youth Involvement Project.

Deputy Mayor Cleator adjourned the meeting at 4:55 p.m. to meet in Closed Session at 8:30 a.m., Tuesday, April 19, 1983, in the twelfth floor conference room regarding meet and confer matters.

ATTENDANCE DURING THE MEETING:

- (M) Mayor-vacant.
  - (1) Council Member Mitchell-present.
  - (2) Council Member Cleator-present.
  - (3) Council Member McColl-present.
  - (4) Council Member Jones-present.
  - (5) Council Member Struiksma-excused by R-258288 (illness).
  - (6) Council Member Gotch-present.
  - (7) Council Member Murphy-present.
  - (8) Council Member Martinez-present.
- Clerk-Mutascio (mp)

FILE LOCATION:  
MINUTES

ITEM-1: ROLL CALL

Clerk Mutascio called the roll:  
Mayor-vacant.  
Council Member Mitchell-present.  
Council Member Cleator-not present.

Council Member McColl-present.  
Council Member Jones-present.  
Council Member Struiksma-not present.  
Council Member Gotch-present.  
Council Member Murphy-present.  
Council Member Martinez- present.

ITEM-10: INVOCATION

Invocation was given by Father Chris Merris of All Hallow's  
Catholic Church, La Jolla.

FILE LOCATION:  
MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Murphy.

FILE LOCATION:  
MINUTES

ITEM-30: (R-83-1694) ADOPTED AS RESOLUTION R-258301 ACCEPTING THE  
DONATION

Matter of a presentation by the Friends of the San Diego  
Public Library announcing the week of April 17 as National  
Library Week and donating \$5,000 to the City Library for the  
Library Matching Book Fund.

FILE LOCATION:  
MEET

COUNCIL ACTION: (Tape location: A048-160).

MOTION BY JONES TO ACCEPT THE DONATION, EXTEND THE CITY'S  
APPRECIATION TO THE FRIENDS AND TO REQUEST THAT THE PS&S  
COMMITTEE

CONSULTANT INCLUDE ON ITS AGENDA FOR THE MEETING OF APRIL 27,  
1983,

THE MATTER OF THE CITY MATCHING THE \$1,000 DONATION BY THE  
FRIENDS

FOR THE CHILDREN SUMMER PROGRAM. Second by Gotch. Passed by the  
following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea,  
Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea,  
Mayor-  
vacant.

ITEM-31: APPROVED MINUTES

Approval of Council Minutes for the Meetings of:

03/07/83 P.M.

03/08/83 A.M. and P.M.

03/15/83 A.M. and P.M.

03/21/83 P.M.

03/22/83 A.M.

03/23/83 A.M. Special Meeting

FILE LOCATION:

MINUTES

COUNCIL ACTION: (Tape location: A280-284).

MOTION BY GOTCH TO APPROVE THE MINUTES. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-50: (O-83-189) ADOPTED AS ORDINANCE O-15945 (New Series)

Abandoning an unneeded sewer easement in portions of Block 387, Old San Diego and in Pueblo Lot 1101 of the Pueblo Lands of San Diego, and rescinding Section 2 of Ordinance O-5295 (New Series).

(Introduced on 4/4/83. Council voted 6-0. District 2 not present. District 3 and Mayor vacant.)

FILE LOCATION:

DEED F-1840

COUNCIL ACTION: (Tape location: A425-444)

CONSENT MOTION BY MITCHELL TO DISPENSE WITH THE READING AND ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl- yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-51: (O-83-209) INTRODUCED, TO BE ADOPTED MAY 2, 1983

Introduction of an Ordinance amending Chapter X, Article 1, Division 2, of the San Diego Municipal Code by amending Section 101.0204 relating to fees/deposits.

PLANNING DIRECTOR REPORT:

An additional charge is proposed for those who fail to obtain necessary Planning Department permits prior to their beginning use of property for which said use requires a permit. The rationale is that an additional charge will deter the public from avoiding the permit process. Other departments have instituted like charges. Both the Building Inspection and the Engineering and Development departments charge twice the applicable fee as an additional charge, and the Treasurer charges 25 percent of the license fee involved.

The Planning Department is recommending a charge of 50 percent of the permit fee or where a deposit is taken, a charge of 50 percent of the City's cost of issuing the permit. The charge will not be applicable to applicants who took title to the property after that property began being used illegally. This additional charge requires that Section 101.0204 of the Municipal Code be amended. The Planning Commission has reviewed this concept and recommends approval of the Ordinance revision.

FILE LOCATION:

COUNCIL ACTION: (Tape location: A445-615).

CONSENT MOTION BY JONES TO INTRODUCE THE ORDINANCE. Second by Mitchell. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones- yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-100: (R-83-1382) ADOPTED AS RESOLUTION R-258257

Awarding a contract to Virginia Chemicals, Inc. for furnishing approximately 520,000 pounds of Virchem 932 as may be required for a period of one year beginning April 15, 1983 through April 14, 1984, for an estimated cost of \$98,332, including estimated freight. BID-5001L

(Sole source. Requested by the Water Utilities Department, Water Quality Division.)

CITY MANAGER REPORT:

The Water Utilities Department uses a number of chemicals in the water treatment process to control the quality of water supplied to our customers. Drinking water regulations as detailed in PL 93-523 require Water Utilities to conform to certain standards of quality which include corrositivity parameters of water delivered to the "furthest tap in the system."

In 1982 a pilot study was run with the intent of reducing corrosive materials from the drinking water supplied to the citizens of San Diego. The test was run and judged successful on a trial basis using the chemical supplied by Virginia Chemical (Virchem 932). The study was accepted by the Department of Health, State of California, acting as the local Administrator for the Federal Government. They granted a one year approval, based on continuity of effort using Virchem 932, supplied only by Virginia Chemical. Future plans allow for competitive bidding and testing, allowing any company to compete which can meet the specifications/regulations prescribed by PL 93-523.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A618-662).

CONSENT MOTION BY JONES TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-101:

19830418

Four actions relative to awarding contracts:

Subitem-A: (R-83-1492) ADOPTED AS RESOLUTION R-258258

Jones Chemicals, Inc. for furnishing liquid caustic soda as may be required for a period of one year beginning July 1, 1983 through June 30, 1984 for an estimated cost of \$149,706.44, including tax, freight and freight escalation. BID-4958

Subitem-B: (R-83-1383) ADOPTED AS RESOLUTION R-258259

Coded Communications Corp. for a communications mobile status system for the Water Utilities Department for a total cost of \$73,918.22, including tax and terms. BID-4864

Subitem-C: (R-83-1488) ADOPTED AS RESOLUTION R-258260

Zellerbach Paper Company for furnishing bond xerographic high speed premium copy paper as may be required for a period of six months beginning April 1, 1983 through September 30, 1983 for an estimated cost of \$50,555.49, including tax and terms. BID-4938

Subitem-D: (R-83-1491) ADOPTED AS RESOLUTION R-258261

King Bearing, Inc. for the purchase of three gear reduction units for chain drives for an estimated cost of \$13,528.04, including tax, terms and estimated freight. BID-4977

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A618-662).

CONSENT MOTION BY JONES TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-102: (R-83-1385) ADOPTED AS RESOLUTION R-258262

Awarding a contract to Reliable Elevator Corporation for full maintenance of fourteen elevators as follows: four elevators at the Convention and Performing Arts Center, three

elevators at the Civic Theatre, one elevator at the Central Library, one elevator at the San Diego Museum of Art, one elevator at the Alvarado Filter Plant, one elevator at the Aerospace Historic Center, two elevators at the Casa de Balboa and one elevator at the Old Globe Theatre as may be required for a period of one year beginning May 1, 1983 through April 30, 1984, for a total cost of \$11,262.24 including terms with an option to renew the contract for four additional one-year periods. BID-4918

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A618-662).

CONSENT MOTION BY JONES TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-103: (R-83-1489) ADOPTED AS RESOLUTION R-258263

Advertising for sale thirty-two vehicles which are so used, obsolete or depreciated as to be unfit or undesirable for use or retention by the City; declaring that all expenses in connection with the sale of said vehicles shall be deducted from the proceeds received from the sale thereof. BID-5011L

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A618-662).

CONSENT MOTION BY JONES TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-104:

19830418

Two actions relative to the final subdivision map of Campus Plaza, a five-lot subdivision located easterly of El Cajon Boulevard and College Avenue:

(Mid-City Community Area. District-7.)

Subitem-A: (R-83-1585) ADOPTED AS RESOLUTION R-258264

Authorizing the execution of an agreement with Russo Properties Ltd. for the installation and completion of improvements.

Subitem-B: (R-83-1584) ADOPTED AS RESOLUTION R-258265

Approving the final map.

FILE LOCATION: SUBD Campus Plaza

COUNCIL ACTION: (Tape location: A618-662).

CONSENT MOTION BY JONES TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-105:

19830418

Two actions relative to the final subdivision map of Meadowood Harris, a 69-lot subdivision located southeasterly of Highway 17 and International Road:

(Tia Juana River Valley Community Area. District-8.)

Subitem-A: (R-83-1583) ADOPTED AS RESOLUTION R-258266

Authorizing the execution of an agreement with the Fieldstone Company for the installation and completion of improvements.

Subitem-B: (R-83-1582) ADOPTED AS RESOLUTION R-258267

Approving the final map.

FILE LOCATION: SUBD Meadowood Harris

COUNCIL ACTION: (Tape location: A618-662).

CONSENT MOTION BY JONES TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-106: (R-83-1552) CONTINUED TO JUNE 13, 1983

Declaring Penasquitos, Inc., to be in default under the terms and conditions of the agreement for Genesee Highlands Unit No. 1 subdivision; directing the City Attorney to cause notice of this declaration to be given to Penasquitos, Inc. and to Argonaut Insurance Company; authorizing the City Manager to complete, or cause to be completed, said public work and improvements.

(University City Community Area. District-1.)

CITY MANAGER REPORT:

The Genesee Highlands Unit No. 1 subdivision is located westerly

of Genesee Avenue and northerly of Decoro Street in the University City Community. The subdivision improvement agreement, Document No. 738759, expired January 1, 1977. Approximately 90 percent of the required improvements have been completed. The work remaining includes: finishing slopes and planting erosion control, cleaning storm drain systems, adjusting existing manholes in Genesee Avenue, Cargill and Decoro Streets, correcting street lighting and utilities.

Repeated attempts to get the subdivider to complete the work have been unsuccessful. In accordance with Council Policy 600-21, it is recommended that default action be taken.

It is necessary to declare the agreement in default before the City can take any action against the developer. If the work is not completed within 30 days, the City Attorney's Office will be requested to take appropriate legal steps to assure completion of the work by the developer.

**FILE LOCATION:**

SUBD Genesee Highlands Unit No. 1

**COUNCIL ACTION:** (Tape location: A350-425).

**MOTION BY MITCHELL TO CONTINUE FOR EIGHT WEEKS AT MR. LAWRENCE**

**DOUGHERTY'S REQUEST.** Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy- yea, Martinez-yea, Mayor-vacant.

**\* ITEM-107: (R-83-1551) ADOPTED AS RESOLUTION R-258268**

Declaring Valle del Mar Limited to be in default under the terms and conditions of the agreement for Valle del Mar subdivision; directing the City Attorney to cause notice of this declaration of default to be given to Valle Del Mar Limited and to Developers Insurance Company; authorizing the City Manager to complete, or cause to be completed, said public work and improvements.

(Torrey Pines Community Area. District-1.)

**CITY MANAGER REPORT:**

This subdivision is a 15-unit PRD located easterly of Carmel Valley Road north of Del Mar Scenic Drive in the Torrey Pines Community area. The subdivision improvement agreement expired on August 4, 1982 and as of this date approximately 90 percent of the improvements have been completed. The work remaining to be done consists primarily of the following items: adjust manhole in Carmel Valley Road, correct utilities, complete foot path, install water meter boxes, minor grading and complete landscaping.

Repeated attempts to get the subdivider to complete the work have



been unsuccessful. The ownership of the property has changed and we have no indication from the new owner that he will complete the work. In accordance with Council Policy 600-21, it is recommended that default action be taken. It is necessary to declare the agreement in default before the City can take any action against the surety. If the bonding company does not initiate the completion of the work within 30 days, the City Attorney's office will be requested to take appropriate legal steps to assure completion of the work, either by the developer or the surety bond.

FILE LOCATION:

SUBD Valle del Mar subdivision

COUNCIL ACTION: (Tape location: A618-662).

CONSENT MOTION BY JONES TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-108: (R-83-1569) ADOPTED AS RESOLUTION R-258269

Approving the acceptance by the City Manager of that grant deed of the Fieldstone Company granting to City for public park purpose, a portion of the Southeast Quarter of the Northwest Quarter of Section 35, Township 14 South, Range 3 West, San Bernardino Meridian; authorizing the expenditure of an amount not to exceed \$180,000 from Park Service Fees, CIP-29-423 for acquisition of the above park land; authorizing the addition of CIP-29-423, Winterwood Lane Park, to the FY 1983 Capital Improvements Program; authorizing the City Auditor and Comptroller to transfer \$40,597 from PSD Fund 11210, \$28,092 from PSD Fund 11211, \$79,423 from PSD Fund 13220, and \$31,888 from PSD Fund 13430.

(See City Manager Report CMR-83-127. Located at the westerly termination of Winterwood Lane. Mira Mesa Community Area. District-5.)

FILE LOCATION:

DEED F-1841

COUNCIL ACTION: (Tape location: A618-662).

CONSENT MOTION BY JONES TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-109: (R-83-1564) ADOPTED AS RESOLUTION R-258270

Approving the acceptance by the City Manager of those street

and drainage easement deeds of Shapell-Carmel Mountain East Partnership, granting to City easements for public street and drainage purposes in a portion of Pompeii Subdivision, Map-1738; dedicating said land as and for a public street and naming the same Paseo Lucido.

(Located on the north side of SA 680 (Camino Del Norte) at Carmel Mountain Road. Rancho Carmel Community Planning Area. District-1.)

FILE LOCATION:

DEED F-1842

COUNCIL ACTION: (Tape location: A618-662).

CONSENT MOTION BY JONES TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-110: (R-83-1571) ADOPTED AS RESOLUTION R-258271

Approving the acceptance by the City Manager of that deed of William A. Snell, conveying to City a flowage easement in a portion of Parcel 1 of Parcel Map PM-12099; authorizing the execution of a quitclaim deed, quitclaiming to William A. Snell all of the City's right, title and interest in a flowage easement in a portion of Parcel 1 of Parcel Map PM-12099.

(Located between the Atchison Topeka Railroad right-of-way and Sorrento Valley Road, east of I-5. Sorrento Valley Community Area. District-1.)

CITY MANAGER REPORT:

Developers of a Sorrento Valley industrial park, located on Sorrento Valley Road, have applied to the Engineering and Development Department for an exchange of flowage easements. The original easement was granted to the City without cost in 1981. Six months later when a parcel map was filed, errors were discovered in the legal description, which placed the easement too close to the new buildings. The same terrain is involved and there is no difference in value. It is therefore recommended that a new deed which corrects the alignment be accepted and that the original easement be quitclaimed back to the developers.

FILE LOCATION:

DEED F-1843

COUNCIL ACTION: (Tape location: A618-662).

CONSENT MOTION BY JONES TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-111: (R-83-1563) ADOPTED AS RESOLUTION R-258272

Authorizing the execution of a quitclaim deed, quitclaiming to The Carroll Ridge Group, all the City's right, title and interest in a drainage easement in Lot 30, Carroll Ridge Unit No. 2.

(Located westerly of Carroll Road and Nancy Ridge Drive.  
Mira Mesa Community Area. District-5.)

FILE LOCATION:

DEED F-1844

COUNCIL ACTION: (Tape location: A618-662).

CONSENT MOTION BY JONES TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-112: (R-83-1566) ADOPTED AS RESOLUTION R-258273

Amending Council Policy 600-12 regarding street names; rescinding Resolution R-169951, adopted March 15, 1962 and amended by Resolution R-210637, adopted May 16, 1974; declaring that this Council Policy shall become effective July 1, 1983.

(See City Manager Report CMR-83-68 and TLU Committee Consultant Analysis TLU-83-6.)

COMMITTEE ACTION: Reviewed by TLU on 3/28/83. Recommendation to adopt the Resolution. Districts 2, 4, 5, 7 and 8 voted yea.

COMMITTEE REPORT:

The proposed revisions will: 1) formalize a petition procedure for initiating street name changes; 2) restrict the use of a community's name to streets in that community or to arterials leading to that community; 3) establish authority for initial approval of proposed street names with the City's Coordinator of Street Names; and 4) establish an appropriate fee to recover the cost of processing petitions. The Committee recommends that the policy become effective on July 1, 1983.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A618-662).

CONSENT MOTION BY JONES TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-113: (R-83-1479) ADOPTED AS RESOLUTION R-258274

Authorizing the execution of an agreement with the City of National City for the resurfacing of Division Street between National City Boulevard and Highland Avenue (Main Street to 43rd Street); authorizing the expenditure of the sum of \$53,000 from Gas Tax Fund 30219 for the above purpose.

**CITY MANAGER REPORT:**

Division Street between National City Boulevard and Highland Avenue (Main Street to 43rd Street) is a 50-foot by 3,080-foot concrete street. It was constructed in two phases in 1912 and 1928 and has never been resurfaced. The boundary between San Diego and National City is the centerline of the street. The City of National City plans to resurface their half of the street with asphalt by contract and is asking San Diego to participate by resurfacing their half. The work would be done by contract administered by National City. That City's contract process is the same as San Diego's, requiring the submission of sealed, competitive bids by qualified contractors and award to the lowest qualified bidder. The agreement between the two cities requires that any change order to the contract which materially affects either City's obligation be approved by the City of San Diego. San Diego's 50 percent share is estimated to be \$53,000. Due to its age and condition, it warrants resurfacing. It is anticipated that the resurfacing work will be performed in July, 1983.

**FILE LOCATION:**

MEET

**COUNCIL ACTION:** (Tape location: A618-662).

**CONSENT MOTION BY JONES TO ADOPT.** Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

**ITEM-114: (R-83-1469) ADOPTED AS RESOLUTION R-258275**

Authorizing the execution of a second amendment to the agreement with Tetra Tech, Inc. for engineering consultant services for Mission Bay Water Quality Project; authorizing the Auditor to transfer \$19,829, Capital Outlay Fund 30245 from CIP-13-003.1, Mission Bay Shore Protection, FY 1983, to CIP-22-050, Mission Bay Water Quality Study and construction projects; authorizing the expenditure of the sum of \$19,829 from CIP-22-050 for the above purpose.

(Mission Bay Park Community Area. District-6.)

**CITY MANAGER REPORT:**

Tetra Tech, Inc. has recently completed a detailed analysis of water quality problems in the eastern portion of Mission Bay. As a

part of this study, a computer model was developed to study effects of tidal heights and velocities, wind shear and wave dynamics on the dispersion of pollutants.

Tetra Tech has advised that the computer model that has been developed can also be used to study another problem in Mission Bay, i.e., beach erosion and shoaling. Substantial funds have been expended in recent years to dredge the bay and replenish beaches. This amendment to the Tetra Tech agreement will authorize studies to determine beach erosion patterns and their causes. Erosion potential maps will be prepared and conceptual designs made for mitigation alternatives identified as most feasible.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A665-B049).

MOTION BY GOTCH TO ADOPT AND TO REQUEST THAT THE CITY  
MANAGER

REPORT TO THE PS&S COMMITTEE IN 60 DAYS (MID-JUNE) REGARDING THE  
MATTER OF THE REPORT FROM TETRA TECH DEALING WITH EROSION  
PATTERNS

IN MISSION BAY AND SOLUTIONS TO THAT PROBLEM. Second by Murphy.

Passed by the following vote: Mitchell-yea, Cleator-yea,  
McColl-yea, Jones-yea, Struiksmá-not present, Gotch-yea, Murphy- yea,  
Martinez-yea, Mayor-vacant.

ITEM-150: (R-83-1467) ADOPTED AS RESOLUTION R-258276

Expressing support for the adoption of AB 14 (Campbell); directing the Planning Department to pursue annexation of all or part of the lower Mission Gorge County Island; directing the City Manager to take all action which is reasonably feasible to cause the Police and Fire Departments, in response to calls originating from within unincorporated County Islands, to respond only to emergency calls and to engage in no investigative or routine follow-up work associated with such calls; directing the Planning Department to mail letters to all property owners within County Islands advising them of the City's action.

(See Planning Department Report PDR-83-038.)

COMMITTEE ACTION: Initiated by TLU on 2/28/83. Recommendation to adopt the Resolution. Districts 5, 7 and 8 voted yea. Districts 2 and 4 not present.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C165-544).

Motion by Mitchell to direct IGR to make a proposal which will state the City's intention to pursue legislation to over-ride owners

of the uninhabited nuisance islands that are County lands within the City limits of the City of San Diego for the purpose of annexation. Second by Murphy. Passed. Yeas: 1,2,3,4,6,7,8. Nays: None. Not present: 5. Vacant: Mayor.

MOTION BY MURPHY TO ADOPT AND TO DIRECT THE PLANNING DEPARTMENT TO PREPARE A MAP OF EVERY ISLAND IN THE CITY AND BRING IT BEFORE THE T&LU COMMITTEE SO THAT ANNEXATION OF THESE ISLANDS CAN BE PURSUED BY

THE CITY. Second by Mitchell. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones- yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-151: (R-83-1567) ADOPTED AS RESOLUTION R-258277

Requesting the California Department of Transportation to hold a public hearing on the subject of posting weight limits pursuant to Division 15, Article 5 of the California Vehicle Code for Ingraham Street Bridge and McGonigle Canyon Creek Bridge.

(See City Manager Report CMR-83-104.)

COMMITTEE ACTION: Reviewed by TLU on 3/28/83. Recommendation to adopt the Resolution. Districts 4, 5, 7 and 8 voted yea. District 2 not present.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C545-628).

MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-152: (R-83-1253) ADOPTED AS RESOLUTION R-258278

Establishing Council Policy 800-11 regarding partial release of performance bonds and other types of sureties.

(See City Manager Report CMR-83-47 and TLU Committee Consultant Analysis TLU-83-5.)

COMMITTEE ACTION: Reviewed by TLU on 2/28/83. Recommendation to adopt the Resolution. Districts 4, 5, 7 and 8 voted yea. District 2 not present.

COMMITTEE REPORT:

This proposed Council Policy will establish a procedure for partial release of performance bonds and other sureties required by the City in conjunction with subdivision agreements or permits. Current policy is "full release" of bonds upon recordation of

"Notice of Completion and Acceptance" of all bonded improvements in the project. Policy will provide for a one-time partial release equal to 75 percent of the value of work completed provided that the work is verified complete, inspected and found satisfactory by the City Engineer, and is unencumbered by any liens at the time of release. It will require that adequate security is retained to ensure completion of all remaining work, and that in any event a minimum of 25 percent of the original bond remain in force until all work is completed. Policy will apply to sureties exceeding \$25,000 and will require approval by Council resolution. The Committee will review this policy in one year.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C630-D075).

MOTION BY JONES TO ADOPT. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-153: (R-83-1472) CONTINUED TO APRIL 25, 1983

Authorizing the execution of a third lease amendment with Rancho de La Loma, which amendment grants an option to extend the term of the lease for a ten year period beyond the present expiration date, and which amendment authorizes the lessee to drill a well on adjacent City property and further permits packing costs of fruit grown on the premises to be deducted from gross income prior to computing rent.

(See City Manager Report CMR-83-101. San Pasqual Valley Community Area. District-1.)

COMMITTEE ACTION: Reviewed by PFR on 4/6/83. Recommendation to forward to Council. Districts 1, 4, 6, 7 and 8 voted yea.

FILE LOCATION:

LEAS Rancho de La Loma

COUNCIL ACTION: (Tape location: A287-320).

MOTION BY MARTINEZ TO CONTINUE FOR ONE WEEK TO ALLOW THE CITY

MANAGER TIME TO RESPOND TO REQUESTS FOR ANSWERS. 230 Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-200: (O-83-205 Rev.) ADOPTED AS ORDINANCE O-15946 (New Series)

Adoption of an Ordinance authorizing the issuance, sale and

delivery of notes in a principal amount not to exceed \$4,500,000 and bonds in a principal amount not to exceed \$5,000,000 for the purpose of making a mortgage loan to provide the interim and permanent financing of the costs of developing a low- income housing project known as University Canyon North (Site-18), determining and prescribing certain matters relating thereto, and approving and authorizing the execution of related documents, agreements and actions.

(District-5. Introduced on 4/4/83. Council voted 6-0.

District 2 not present. District 3 and Mayor vacant.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B075-169).

MOTION BY MARTINEZ TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-201: (R-83-1565) ADOPTED AS RESOLUTION R-258279

Vacating Black Mountain Road and Ossuna Road, all within or adjacent to the Penasquitos Bluffs East Subdivision (TM-82-0083) boundaries, under the procedure for the summary vacation of streets and public service easements by City Council resolution where a street has been superseded by relocation; this resolution shall not become effective unless and until the final subdivision map for Penasquitos Bluffs East Subdivision (TM-82-0083) has been approved by Council action. In the event that the final map is not approved by March 19, 1984, this resolution shall become void and be of no further force or effect; declaring that the City Engineer shall advise the City Clerk of the approval of the aforementioned map.

(Penasquitos East Community Plan. District-1.)

CITY MANAGER REPORT:

The subject rights-of-way to be vacated were acquired for public use by easement and prescriptive use. The abutting property owners have petitioned for the vacation to unencumber and facilitate development of their property. Black Mountain Meadows and the proposed Penasquitos Bluffs East are neighboring subdivisions. Along their common boundary, there was an old road easement known as Black Mountain Road and an old traveled way known as Ossuna Canon Road which became a public road by prescriptive right. Prior to the Black Mountain Meadows Subdivision development, the portions of Ossuna Canon and old Black Mountain Road now proposed to be vacated were unimproved and contained no public facilities. They did,



however, provide access and traffic circulation between the Rancho Penasquitos, Del Mar, and Rancho Bernardo areas.

The Black Mountain Meadows subdivision, as a condition of development, dedicated and improved the westerly one-half of the required 98-foot-wide right-of-way for the new Black Mountain Road as required for a 4-lane major street. The proposed Penasquitos Bluffs East Subdivision will dedicate and improve the easterly one-half of the 98-foot-wide right-of-way, thus eliminating the need for the old road easements and prescriptive use roadways. The required street improvements for Penasquitos Bluffs East will be bounded for and constructed with the proposed subdivision (TM-82-0083). The new dedication and alignment of Black Mountain Road will connect to the existing travel ways outside of both subdivision boundaries; therefore, continued use of those travel ways will not be precluded by this action. Staff has concluded that the rights-of-way to be vacated are no longer needed for present or prospective public use and can be summarily vacated, conditioned upon the Penasquitos Bluffs East Subdivision (TM-82-0083) being approved and recorded. This action was processed in accordance with Council Policy 600-15.

**FILE LOCATION:**

DEED F-1845 and STRT J-2470

**COUNCIL ACTION:** (Tape location: D080-104).

**MOTION BY MITCHELL TO ADOPT.** Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmá-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

**ITEM-202: (R-83-1548) ADOPTED AS RESOLUTION R-258280**

Authorizing the sale of portions of Lot 191, of La Mesa Colony, Map-876, and portions of Lots 1 and 2 in Section 17, T16S R1W, SBBM, all in the City of La Mesa; authorizing the above property to be sold by negotiation for the amount of \$161,700 to the San Diego Metropolitan Transit Development Board; authorizing the execution of a grant deed granting to the San Diego Metropolitan Transit Development Board the above property; declaring that no broker's commission shall be paid by the City of San Diego on the herein- described negotiated sale.

**CITY MANAGER REPORT:**

The San Diego Metropolitan Transit Development Board (MTDB) has requested the sale of two City-owned parcels totaling 1.24 acres, identified as Sites 770 and 850, Area B, to develop two light rail stations as part of the East County Urban Line Extension Project.

Site 770 was designated for sale to the adjacent owner on March 24, 1980 by Council Resolution R-251454, but has been retained pending finalization of the route design and funding by MTDB for the East County Extension Project. Site 850, Area B, was designated for sale to MTDB on July 12, 1982 by Council Resolution R-256744. These two sites will be joined with adjacent properties currently being purchased by MTDB for development of the Amaya Drive and Grossmont Center stations. Both parcels are long, narrow strips which cannot be developed independently and will be encumbered by an easement for the existing El Monte water pipeline.

FILE LOCATION:

DEED F-1846

COUNCIL ACTION: (Tape location: D107-130).

MOTION BY MURPHY TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-203: (R-83-1559) ADOPTED AS RESOLUTION R-258281 DENYING THE SALE

Authorizing the sale of Lots 1 and 2, Block 6, Bungalow Park, to the highest bidder at the April 18, 1983 auction; authorizing the execution of a grant deed granting to the highest bidder said property; declaring that a broker's commission shall be paid if successful bidder is represented by a registered broker; authorizing the payment of related expenses in accordance with the sale from the proceeds thereof.

(Mid-City Community Area. District-3.)

CITY MANAGER REPORT:

This property, located at the southeast corner of Menlo and Myrtle Avenues in the Mid-City Community area, was processed through the City's land clearance procedure. The Transportation and Land Use Committee recommended that the site be designated for sale. The Council accepted this recommendation and authorized the sale of the parcel. It is rectangular in shape, consisting of 6,250 square feet of vacant land in the R-2 zone. A public auction of this property is to be held in the Council Chambers on the morning of April 18, 1983, and the results of that auction are being brought forward to Council for consideration.

FILE LOCATION:

DEED F-1847

COUNCIL ACTION: (Tape location: D131-214).

MOTION BY McCOLL TO DENY THE SALE AND DESIGNATE THIS PARCEL FOR RETENTION AS OPEN SPACE. Second by Jones. Passed by the following

vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea,  
Struiksma-not present, Gotch-yea, Murphy- yea, Martinez-yea, Mayor-vacant.

ITEM-204: (R-83-1562) RETURNED TO CITY MANAGER

Authorizing the sale of Lots 10 and 11, Fairmount Addition,  
to the highest bidder at the April 18, 1983 auction;  
authorizing the execution of a grant deed granting to the  
highest bidder said property; declaring that a broker's  
commission shall be paid if successful bidder is represented by  
a registered broker; authorizing the payment of related  
expenses in accordance with the sale from the proceeds thereof.

(Mid-City Community Area. District-3.)

CITY MANAGER REPORT:

This property, located at Winona Avenue, south of Orange Avenue  
in the Mid-City Community area, was processed through the City's  
land clearance procedure. The Transportation and Land Use Committee  
recommended that the site be designated for sale. The Council  
accepted this recommendation and authorized the sale of the parcel.  
It is rectangular in shape, consisting of 6,250 square feet of  
vacant land in the R-3A zone. A public auction of this property is  
to be held in the Council Chambers on the morning of April 18, 1983,  
and the results of that auction are being brought forward to Council  
for consideration.

FILE LOCATION:

DEED F-1848

COUNCIL ACTION: (Tape location: A321-350).

MOTION BY McCOLL TO RETURN TO THE CITY MANAGER FOR  
AUCTIONING AT

A LATER DATE AS REQUESTED BY THE CITY MANAGER. Second by Jones.

Passed by the following vote: Mitchell-yea, Cleator-yea,  
McColl-yea, Jones-yea, Struiksma- not present, Gotch-yea, Murphy-yea,  
Martinez-yea, Mayor-vacant.

ITEM-205: (R-83-1555) RETURNED TO CITY MANAGER

Authorizing the sale of Lot 1, Block 24, Del Mar Heights  
Subdivision, to the highest bidder at the April 18, 1983  
auction; authorizing the execution of a grant deed granting to  
the highest bidder said property; declaring that a broker's  
commission shall be paid if successful bidder is represented by  
a registered broker; authorizing the payment of related  
expenses in accordance with the sale from the proceeds thereof.

(Del Mar Community Area. District-1.)

CITY MANAGER REPORT:

This property, located on the southwest corner of Del Mar Heights Road and Boquita Drive in the Del Mar area, was processed through the City's land clearance procedure. The Transportation and Land Use Committee recommended that the site be designated for sale. It is rectangular in shape, consisting of approximately 5,983 square feet of vacant land in the R-1-6 zone. A public auction of this property is to be held in the Council Chambers on the morning of April 18, 1983, and the results of that auction are being brought forward to Council for consideration.

FILE LOCATION:

DEED F-1849

COUNCIL ACTION: (Tape location: A321-350).

MOTION BY McCOLL TO RETURN TO THE CITY MANAGER FOR AUCTIONING AT

A LATER DATE AS REQUESTED BY THE CITY MANAGER. Second by Jones.

Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-206: (R-83-1557) RETURNED TO THE CITY MANAGER

Authorizing the sale of Lot 10, Block 19, Del Mar Heights Subdivision, to the highest bidder at the April 18, 1983 auction; authorizing the execution of a grant deed granting to the highest bidder said property; declaring that a broker's commission shall be paid if successful bidder is represented by a registered broker; authorizing the payment of related expenses in accordance with the sale from the proceeds thereof.

(Del Mar Community Area. District-1.)

CITY MANAGER REPORT:

This property, located on the northwest corner of Del Mar Heights Road and Boquita Drive in the Del Mar area, was processed through the City's land clearance procedure. The Transportation and Land Use Committee recommended that the site be designated for sale. It is rectangular in shape, consisting of approximately 5,144 square feet of vacant land in the R-1-6 zone. A public auction of this property is to be held in the Council Chambers on the morning of April 18, 1983, and the results of that auction are being brought forward to Council for consideration.

FILE LOCATION:

DEED F-1850

COUNCIL ACTION: (Tape location: A321-350).

MOTION BY McCOLL TO RETURN TO THE CITY MANAGER FOR AUCTIONING AT

A LATER DATE AS REQUESTED BY THE CITY MANAGER. Second by Jones.

Passed by the following vote: Mitchell-yea, Cleator-yea,  
McColl-yea, Jones-yea, Struiksmā- not present, Gotch-yea, Murphy-yea,  
Martinez-yea, Mayor-vacant.

ITEM-207: (R-83-1556) RETURNED TO THE CITY MANAGER

Authorizing the sale of Lot 11, Block 19, Del Mar Heights  
Subdivision, to the highest bidder at the April 18, 1983  
auction; authorizing the execution of a grant deed granting to  
the highest bidder said property; declaring that a broker's  
commission shall be paid if successful bidder is represented by  
a registered broker; authorizing the payment of related  
expenses in accordance with the sale from the proceeds thereof.

(Del Mar Community Area. District-1.)

CITY MANAGER REPORT:

This property, located on the northeast corner of Del Mar Heights  
Road and Mercado Drive in the Del Mar area, was processed through  
the City's land clearance procedure. The Transportation and Land  
Use Committee recommended that the site be designated for sale. It  
is rectangular in shape, consisting of approximately 5,144 square  
feet of vacant land in the R-1-6 zone. A public auction of this  
property is to be held in the Council Chambers on the morning of  
April 18, 1983, and the results of that auction are being brought  
forward to Council for consideration.

FILE LOCATION:

DEED F-1851

COUNCIL ACTION: (Tape location: A321-350).

MOTION BY McCOLL TO RETURN TO THE CITY MANAGER FOR  
AUCTIONING AT

A LATER DATE AS REQUESTED BY THE CITY MANAGER. Second by Jones.

Passed by the following vote: Mitchell-yea, Cleator-yea,  
McColl-yea, Jones-yea, Struiksmā- not present, Gotch-yea, Murphy-yea,  
Martinez-yea, Mayor-vacant.

ITEM-208: (R-83-1558) RETURNED TO THE CITY MANAGER

Authorizing the sale of Lot 20, Block 24, Del Mar Heights  
Subdivision, to the highest bidder at the April 18, 1983  
auction; authorizing the execution of a grant deed granting to  
the highest bidder said property; declaring that a broker's  
commission shall be paid if successful bidder is represented by  
a registered broker; authorizing the payment of related  
expenses in accordance with the sale from the proceeds thereof.

(Del Mar Community Area. District-1.)

CITY MANAGER REPORT:

This property, located on the southeast corner of Del Mar Heights Road and Mercado Drive in the Del Mar area, was processed through the City's land clearance procedure. The Transportation and Land Use Committee recommended that the site be designated for sale. It is rectangular in shape, consisting of approximately 5,144 square feet of vacant land in the R-1-6 zone. A public auction of this property is to be held in the Council Chambers on the morning of April 18, 1983, and the results of that auction are being brought forward to Council for consideration.

FILE LOCATION:

DEED F-1852

COUNCIL ACTION: (Tape location: A321-350).

MOTION BY McCOLL TO RETURN TO THE CITY MANAGER FOR AUCTIONING AT

A LATER DATE AS REQUESTED BY THE CITY MANAGER. Second by Jones.

Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-209: (R-83-1560) ADOPTED AS RESOLUTION R-258282

Authorizing the sale of Lots 21 and 22, Block 1, Hollywood Station, to the highest bidder at the April 18, 1983 auction; authorizing the execution of a grant deed granting to the highest bidder said property; declaring that a broker's commission shall be paid if successful bidder is represented by a registered broker; authorizing the payment of related expenses in accordance with the sale from the proceeds thereof.

(Southeast San Diego Community Area. District-4.)

CITY MANAGER REPORT:

This property, located at Hollywood Lane and Akins Avenue in the Southeast San Diego Community area, was processed through the City's land clearance procedure. The Transportation and Land Use Committee recommended that the site be designated for sale. The Council accepted this recommendation and authorized the sale of the parcel. It is rectangular in shape, consisting of 9,350 square feet of vacant land in the R-1-6 zone. A public auction of this property is to be held in the Council Chambers on the morning of April 18, 1983, and the results of that auction are being brought forward to Council for consideration.

FILE LOCATION:

DEED F-1853

COUNCIL ACTION: (Tape location: D220-327).

Motion by Murphy to request that the proceeds of this sale be put into the Low Income Escrow Account. The City Manager is also

requested to check to see if there are any more lands for sale that were originally turned over to the Housing Commission for low income housing, and if there are, that the proceeds of those sales should also go into this special account. Second by Jones. Passed. Yeas: 1,2,3,4,6,7,8. Nays: None. Not present: 5. Vacant: Mayor.

MOTION BY MITCHELL TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-210: (R-83-1561) ADOPTED AS RESOLUTION R-258283

Authorizing the sale of portions of Lots 49, 50, 51 and 52, of University Heights, to the highest bidder at the April 18, 1983 auction; authorizing the execution of a grant deed granting to the highest bidder said property; declaring that a broker's commission shall be paid if successful bidder is represented by a registered broker; authorizing the payment of related expenses in accordance with the sale from the proceeds thereof.

(Uptown Community Area. District-2.)

CITY MANAGER REPORT:

This property, located northwesterly of Vermont and Washington Streets in the Hillcrest area, was processed through the City's land clearance procedure. The Transportation and Land Use Committee recommended that the site be designated for sale. The Council accepted this recommendation and authorized the sale of the parcel. It is irregularly shaped, vacant, sloping land comprising 5,619 square feet, and is zoned R-2 in accordance with the Uptown Community Plan. A public auction of this property is to be held in the Council Chambers on the morning of April 18, 1983, and the results of that auction are being brought forward to Council for consideration.

FILE LOCATION:

DEED F-1854

COUNCIL ACTION: (Tape location: D220-327).

MOTION BY MITCHELL TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-211: (R-83-1577) ADOPTED AS RESOLUTION R-258284

Authorizing the City Auditor and Comptroller to transfer \$1,014,543 from the Environmental Growth Fund Unallocated

Reserve, Fund No. 10505, to Open Space Park Facilities District No. 1, Bond Interest and Redemption, Fund 71631.

**CITY MANAGER REPORT:**

The Environmental Growth Fund (EGF) was established to provide funds for preserving and enhancing the environment of the City of San Diego in whatever manner deemed appropriate by the City Council. As required by the City Charter, two-thirds of EGF revenues are utilized for the open space bond fund debt service. EGF funds are transferred to the Open Space Park District to provide for bond interest payments and to maintain a reserve for the ensuing year July 1 interest payment. Required funding for Series 79A and 81A was budgeted in the FY 1983 EGF Budget. In November, 1982, a third issuance of bonds, Series 82A, was approved by Council. The original Series 82A bond package did not include Council approval to make the fund transfer to provide for the debt service. It is requested that \$1,014,543 be transferred from the EGF Unallocated Reserve to the Open Space Park District No. 1 to provide for the debt service.

**FILE LOCATION:**

STRT OS-1

**COUNCIL ACTION:** (Tape location: D329-355).

**MOTION BY MURPHY TO ADOPT.** Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch- yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-S400: (R-83-1386) ADOPTED AS RESOLUTION R-258285

Awarding a contract to National Bus Sales and Leasing Co., Inc. for the purchase of two sixteen-passenger size buses equipped with wheel chair lift and wheel chair bays (1983 Wayne Chaperone) for a total cost of \$48,602.92, including tax and terms. BID-4912

(See City Manager Report CMR-83-122. Ten bids received.

Requested by Financial Management for its Dial-A-Ride Program.)

**COMMITTEE ACTION:** Reviewed by TLU on 4/11/83. Recommendation to adopt the Resolution. Districts 2, 4, 5, 7 and 8 voted yea.

**FILE LOCATION:**

MEET

**COUNCIL ACTION:** (Tape location: A618-662)

**CONSENT MOTION BY JONES TO ADOPT.** Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.



ITEM-S401: (R-83-1485) ADOPTED AS RESOLUTION R-258286

Authorizing the execution of an agreement with Charles L. Koon Construction Co. for the installation and completion of improvements for Ultima, a one-lot subdivision located southwesterly of I-8 and I-15.

(East Mission Valley Community Area. District-5.)

FILE LOCATION:

SUBD Ultima subdivision

COUNCIL ACTION: (Tape location: B050-071).

MOTION BY MURPHY TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch- yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-S402: (O-83-155) INTRODUCED, TO BE ADOPTED MAY 2, 1983

(Continued from the meetings of April 4, 1983 and April 11, 1983; last continued at the City Manager's request.)

Introduction of an Ordinance amending Chapter II, Article 4 of the San Diego Municipal Code by amending Sections 24.0103, 24.0105, 24.0206, 24.0308, 24.0402, 24.0403, 24.0501, 24.1000, 24.1003 and 24.1113, and adding new Sections 24.0206.5, 24.0308.5, 24.0313 and 24.1009 relating to clarification of administrative procedures and definitions with respect to the City Employees Retirement Plan.

(See memorandum from the Retirement Administrator dated February 28, 1983.)

COMMITTEE ACTION: Reviewed by RULES on 3/21/83. Recommendation to introduce the Ordinance. Districts 2, 5, 6 and 7 voted yea. Mayor - vacant.

FILE LOCATION:

COUNCIL ACTION: (Tape location: D359-400).

MOTION BY GOTCH TO INTRODUCE THE ORDINANCE Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-S403:

19830418

Three actions relative to the Hospital Equipment Financing Revenue Bond Program:

(See City Manager Report CMR-83-95.)

Subitem-A: (O-83-196) INTRODUCED, TO BE ADOPTED MAY 2, 1983

Introduction of an Ordinance authorizing an agreement with various participating health care institutions and authorizing a trust agreement in connection with the issuance of City of San Diego Hospital Revenue Bonds (Equipment Financing Program) in a principal amount not to exceed \$30,000,000.

Subitem-B: (O-83-197) INTRODUCED, TO BE ADOPTED MAY 2, 1983

Introduction of an Ordinance amending Chapter IV, Article 7 of the San Diego Municipal Code (the City of San Diego Health Facility Revenue Bond Law) by adding Section 47.0311 relating to pooled equipment financings.

Subitem-C: (R-83-1449) ADOPTED AS RESOLUTION R-258287

Declaring that the City shall proceed to prepare, or cause to be prepared, the documentation necessary for the City to issue, at one time or from time to time, an aggregate of not to exceed \$30,000,000 principal amount of hospital revenue bonds of the City (the "Bonds") to finance the project, provided that, prior to commencing such preparation, the City and the Council shall have entered into a letter agreement, with such additions or deletions as are considered necessary or appropriate by officers of the City and the Council, and the Mayor or City Manager of the City is hereby authorized to execute said letter agreement for and on behalf of the City; declaring that bonds shall be payable solely from the revenues to be received by the City pursuant to loan or other agreement to be entered into by the City and the hospitals in connection with the financing of the project, and shall not be deemed to constitute a debt or liability of the City under any constitutional, charter or statutory debt limitation, neither the faith and credit nor the taxing power of the City shall be pledged to be payment of the principal of or interest on the bonds; declaring that the issuance of the bonds shall be subject to the following conditions: a) the City and the Council shall have first agreed to mutually acceptable terms for the bonds and the sale and delivery thereof and mutually acceptable terms and conditions for the loan or other agreements for the financing of the project; and b) all requisite governmental approvals shall have first been obtained; designating Orrick, Herrington & Sutcliffe as bond counsel to the City in accordance with the terms of their proposal dated March 18, 1983, and authorizing the City Attorney to execute an agreement with the above for bond counsel services; approving the Council's selection of Merrill Lynch White Weld Capital Markets Group, as underwriter;

declaring that this resolution shall take effect immediately upon its passage.

FILE LOCATION: Subitem-C MEET

COUNCIL ACTION: (Tape location: C008-161).

MOTION BY MITCHELL TO INTRODUCE THE ORDINANCES AND TO ADOPT THE

RESOLUTION. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-UC-1: (R-83-1682) ADOPTED AS RESOLUTION R-258288

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Excusing Council Member Ed Struiksma from the Regular Council Meeting of Monday, April 18, 1983, due to illness.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: D401-477).

MOTION BY McCOLL TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-UC-2: ADOPTED AS RESOLUTION R-258289

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Appointing Council Member McColl to serve on the Transportation and Land Use Committee and the Public Facilities and Recreation Committee replacing Council Member Murphy who is vacating his position on the T&LU Committee and Council Member Gotch who is vacating his position on the PF&R Committee.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: D401-477).

MOTION BY MURPHY TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ADJOURNMENT:

By common consent, the meeting was adjourned by Deputy Mayor Cleator at 4:55 p.m. to meet in Closed Session on Tuesday, April 19, 1983, at 8:30 a.m. in the twelfth floor conference room regarding meet and confer.

FILE LOCATION:

MINUTES

COUNCIL ACTION: (Tape location: D480).